IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SIXTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE M.NARAYANA REDDY

WRIT PETITION NO : 2088 of 2002

Between:

Mekala Durga W/o.Mekala Veeraiah
H.No. Lingojiguda,
Saroornagar Mandal Hyderabad

..... PETITIONER

AND

1 The Superintendent of Chanchalguda Prison
Chanchalguda, Hyderabad
2 The DG & Inspector General of Prisons and Correctional Services,
Chanchalguda, Hyderabad
3 The Secretary to Govt. of A.P.
Home (Prisons) Dept., Secretariat, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, direction, or a writ, more particularly one in the nature of writ of mandamus calling for the remarks and records in and connected to: (1) Non-release of the petitioner's husband viz., Mekala Veeraiah, S/o.Ramulu by the jail authorities of Chanchalguda Jail after completion of sentence imposed against him due to non availability of the records of the petitioners husbands remand from 1987 to 1989 and to direct the authorities concerned to release the petitioners husband forthwith and to

pass such other orders.

Counsel for the Petitioner: TAKEN UP

Counsel for the Respondents: GP FOR HOME

The Court made the following Oral Order: (per Sri Devinder Gupta, CJ)

The Registrar of Supreme Court, New Delhi had forwarded the petition of Smt. Mekala Durga for taking necessary action and to dispose of the same in accordance with law. The said petition was registered as taken up petition.

Petitioner has submitted that her husband Mekala Veeraiah was arrested by Ranga Reddy District Police and that three cases are pending against him. He was released on bail after numerous judicial remands. Petitioner, however, states that her husband was again arrested on 15.9.2000 in connection with S.C. No. 462 of 2000 and the case was referred to I Additional Asst . Sessions Judge, R.R. District at L.B. Nagar and was ultimately convicted in two cases. She made a grievance that her husband is in jail for the last 8 ½ years and the police have not been releasing him intentionally.

Counter affidavit has not been filed. But, we have been handed over a copy of the letter dated 30.9.2003, addressed by Sri M.A. Basith, D.G. & Inspector General of Prisons & Correctional Services, Chenchalguda, Hyderabad, stating that the husband of the petitioner was released from Central Prison, Cherlapalli on expiry of sentence on 19.10.2002.

In that view of the matter, no further orders are required to be passed in this petition. Petition stands closed accordingly.

_____ DEVINDER GUPTA, CJ

Date: 6th December, 2004

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M. NARAYANA REDDY, J

Pnb

To

1 The Superintendent of Chanchalguda Prison
Chanchalguda, Hyderabad
2 The DG & Inspector General of Prisons and Correctional,
Services, Chanchalguda, Hyderabad
3 The Secretary to Govt. of A.P.
Home (Prisons) Dept., Secretariat, Hyderabad

4 Two CCs to the Government Pleader for Home, High Court of

A.P., Hyderabad. (O.U.T.)

5 Two CD copies.